

As Amended by House Committee

Session of 2019

HOUSE BILL No. 2083

By Committee on Insurance

1-24

1 AN ACT concerning motor vehicle insurance; relating to reductions in
2 premiums; approved motor vehicle accident prevention courses;
3 pertaining to course duration and approving entities; amending K.S.A.
4 40-1112a and repealing the existing section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 40-1112a is hereby amended to read as follows: 40-
8 1112a. (a) Any rates, rating schedules, or rating manuals for the liability,
9 personal injury protection, and collision coverages of a motor vehicle
10 insurance policy submitted to or filed with the insurance commissioner
11 shall provide for an appropriate reduction in premium charges as to such
12 coverages for a three-year period after the principal operator of the
13 covered vehicle successfully completes a motor vehicle accident
14 prevention course, *of at least four hours in duration*, approved by the
15 ~~national safety council or a governmental state or federal agency such as~~
16 ~~the state board of education~~ **insurance department**. The rates, rating
17 schedule or rating manuals required by *this* subsection ~~(a)~~ shall be
18 submitted to or filed with the commissioner of insurance at the time of the
19 next regular filing with the commissioner after the effective date of this
20 act. Any ~~discount~~ *premium reduction* used by an insurer shall be presumed
21 appropriate unless credible data demonstrates otherwise. Only one
22 ~~discount~~ *premium reduction* shall be allowed for ~~each qualified person~~ *the*
23 *principal operator of a covered vehicle*.

24 (b) The premium reduction required by this section shall be effective
25 for ~~an insured~~ *the principal operator of a covered vehicle* for a three-year
26 period after successful completion of the approved course, except that the
27 insurer may require, as a condition of providing and maintaining the
28 discount, that the ~~insured for a three-year period after course completion~~
29 *principal operator of a covered vehicle* not be involved in an accident for
30 which the ~~insured operator~~ is at fault, nor be convicted of more than one
31 moving violation *for a three-year period after course completion*.

32 (c) ~~Upon~~ *Individuals who successfully completing* ~~complete~~ the
33 approved course, ~~each person~~ shall be issued a certificate by the
34 organization offering the course ~~which~~ *that* shall be used to qualify for the
35 premium ~~discount~~ *reduction* required by this section.

36 (d) This section shall not apply in the event the approved course is

1 specified by an administrative order of the director of vehicles or by a
2 court order as a result of a moving traffic violation.

3 (e) Each ~~participant~~ *principal operator of a covered vehicle* shall ~~take~~
4 *successfully complete* an approved course every three years to continue to
5 be eligible for the ~~reduction in premiums~~ *premium reduction required by*
6 *this section.*

7 Sec. 2. K.S.A. 40-1112a is hereby repealed.

8 Sec. 3. This act shall take effect and be in force from and after its
9 publication in the statute book.